

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CENTRAL FAX CENTERIn re the Application of **Lotke**

FEB 04 2008

Application No. 10/773,684

Attorney Docket No. 4323-P03363US0

Filed: February 6, 2004

For: PATELLO-FEMORAL PROSTHESIS

Examiner: SNOW, Bruce Edward

Group Art Unit: 3738

DECLARATION UNDER 37 C.F.R. §1.132

I, Paul Lotke, hereby declare that:

1. I am the inventor of the invention described and claimed in U.S. Patent Application No. 10/773,684, (the '684 application).
2. I am one of the named inventors of U.S. Provisional Patent Application No. 60/535,967 filed on January 12, 2004, entitled System and Method for Compartmental Replacement in a Knee.
3. On January 12, 2005, U.S. Application No. 11/033,614 was filed, claiming priority to the '967 Provisional Application. Subsequently, on June 30, 2005, U.S. Application No 11/171,180 was filed, claiming priority to U.S. Application No. 11/033,614 and the '967 Provisional Application. I was not named as an inventor on either of U.S. Application No. 11/033,614 or 11/171,180.
4. I hereby declare that the subject matter described and claimed in the '684 application is the result of my sole inventive effort. While others are named as co-authors of the '967 Provisional Application, they are not co-inventors of the subject matter claimed in the '684 application.

I hereby declare that all statements made herein of my own knowledge and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the '684 application or any patent issued thereon.

DATE

Paul Lotke